

# FAX

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| <b>TO:</b><br>Commissioner for Patents,<br>Mail Stop: | <b>FROM:</b><br>C. Douglass Thomas<br>Ph: 650-903-9200, Fax: 650-903-9800 |
| <b>COMPANY:</b><br>United States Patent Office        | <b>DATE:</b><br>8/1/2006  |
| <b>FAX NUMBER:</b><br>571-273-8300                    | <b>NO. OF PAGES (INCLUDING COVER):</b><br>23                              |
| <b>PHONE NUMBER:</b>                                  | <b>SENDER'S REFERENCE NUMBER:</b><br>WVANP012                             |
| <b>RE:</b><br>Information Disclosure Statement        | <b>RECIPIENT'S REFERENCE NUMBER:</b><br>09/813,235                        |

**NOTES/COMMENTS:**

Transmitted herewith are the following documents for entry into the above-noted file:

Information Disclosure Statement 2 pages

Form 1449 1 page

5 cited references:

|  |         |
|--|---------|
| Hyten, Todd  | 2 pages |
| Pearce, Michael R.                                 | 4 pages |
| Worth Wren Jr.                                     | 2 pages |
| Press Release                                      | 2 pages |
| <a href="http://www.peapod.com">www.peapod.com</a> | 9 pages |

Thank you.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**PATENT**

In re application of: WOODWARD et al.

Attorney Docket No.: WVANP012

Application No.: 09/813,235

Examiner: JASMIN, Lynda C.

Filed: March 19, 2001

Group: 3627

Title: TECHNIQUE FOR HANDLING SALES OF  
REGULATED ITEMS IMPLEMENTED  
OVER A DATA NETWORK**RECEIVED  
CENTRAL FAX CENTER****AUG 01 2006**CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 1, 2006.

Signed: \_\_\_\_\_

Printed Name: Patricia Tate

**INFORMATION DISCLOSURE STATEMENT  
BEFORE FINAL ACTION OR NOTICE OF ALLOWANCE  
(37 CFR §§ 1.56 AND 1.97(c))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449, a copy of all such non-patent documents are attached, may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that this reference indeed constitutes prior art.

This Information Disclosure Statement is being filed after the mailing date of the first Office

Appln. No. 09/813,235

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Atty. Docket No. WVANP012

Action on the merits, or after three months of the filing date of this application, whichever event occurred last, but it is believed before the mailing date of either: (i) a final action under §1.113 or (ii) a notice of allowance under §1.311, whichever occurs first.

Accompanying this Information Disclosure Statement is

☐ a statement as specified in 37 CFR 1.97(e); or

☒ the fee set forth in 37 CFR 1.17(p).

Enclosed is a Credit Card Payment Form (PTO-2038) in payment of the Information Disclosure Statement Fee of \$180.00. If it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account \_\_\_\_\_ (Order No. \_\_\_\_\_).

Respectfully submitted,



C. Douglass Thomas  
Registration No: 32,947

5150 El Camino Real  
Building A, Suite 22  
Los Altos, CA 94022

Appln. No. 09/813,235

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Atty. Docket No. WVANP012

|  |                  |                 |
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| <b>Form 1449 (Modified)</b><br><br><b>Information Disclosure<br/>Statement By Applicant</b><br><br>(Use Several Sheets if Necessary) | Atty. Docket No. | WVANP012        |
|  | Application No.: | 09/813,235      |
|  | Applicant        | WOODWARD et al. |
|  | Filing Date      | March 19, 2001  |
|  | Group            | 2165            |
|  |                  | Page 1 of 1     |

## U.S. Patent Documents

| Examiner Initial | No. | Patent No.      | Date    | Patentee      | Class | Sub-class | Filing Date |
|------------------|-----|-----------------|---------|---------------|-------|-----------|-------------|
|                  | 1.  | 2004/0236635 A1 | Nov.-04 | Publicover    |       |           |             |
|                  | 2.  | 4,799,156       | Jan-89  | Shavit et al. |       |           |             |
|                  | 3.  |                 |         |               |       |           |             |

## Foreign Documents

| Init. |  | Document No. | Date | Country | Class | Subclass | Translation |    |
|-------|--|--------------|------|---------|-------|----------|-------------|----|
|       |  |              |      |         |       |          | Yes         | No |
|       |  |              |      |         |       |          |             |    |
|       |  |              |      |         |       |          |             |    |

## Other Documents (Including Author, Title, Date, Pertinent Pages, etc.)

|  |   |  |
|--|---|--|
|  | A | Hyten, Todd, "Stop & Shop mulls online grocery store", Boston Business Journal (Boston, MA, US), Volume: 16, Number: 6, Page: 1, March 22, 1996.   |
|  | B | Pearce, Michael R. "From carts to clicks", Ivey Business Quarterly, Vol. 63, No. 1, Page: 69-71, Autumn 1998.  |
|  | C | Worth Wren Jr., Fort Worth Star-Telegram Texas, "Albertson's Expects Online Grocery Shopping To Boom", KRTBN KNIGHT-RIDDER TRIBUNE BUSINESS NEWS (FORT WORTH STAR-TELEGRAM, TEXAS), November 09, 1998.                                   |
|  | D | "Peapod Interactive Grocery Shopping and Delivery Service Now Delivers Via the Internet", Press Release, www.peapod.com, April 22, 1996, pp. 1-2.  |
|  | E | www.peapod.com, including Introduction to Peapod; How Peapod Works; Peapod: Choosing a Delivery Time; Peapod: Sending Your Order; Retrieved from Internet Archive (web.archive.org) on 7/23/06, alleged date November 13, 1996, pp. 1-9. |
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|          |                 |
|----------|-----------------|
| Examiner | Date Considered |
|----------|-----------------|

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered.  
Include copy of this form with next communication to applicant.